

Q2  
cont

a stimulation system enclosed in a housing, said stimulation system being electrically coupled to at least one of said atrial electrodes and said ventricular electrodes for providing an electrical stimulus to at least one of an atrium or ventricle of a heart; and

a sensing circuit that senses an evoked response by the heart to the electrical stimulus, wherein a signal associated with an evoked response from the electrical stimulus is sensed between at least one of said atrial electrodes and said ventricular electrodes.

---

#### REMARKS

Applicants hereby elect species number 1, which is the species involving sensing of the evoked potential between an atrial ring electrode and a ventricular ring electrode. Claims reading on this species include claims 1-3, 11-12, 14, 17-18, 24-25, 31-32 and 42.

It is believed that the present restriction requirement dividing the claims into some 22 species is outrageous and totally unwarranted; and, if maintained, the ruling fragments this application into a state that puts such an undue burden on the applicants that, in effect, it prevents them from realizing the efforts of their invention.

Applicants further believe that the large number of enumerated species are so closely associated to each other that the examination of the entire case based on one or more generic claims contained herein is the proper way to conduct the examination.

Reconsideration and rejoinder of all the species is respectfully requested.

Respectfully submitted,

NIKOLAI & MERSEREAU, P.A.



C. G. Mersereau  
Registration No. 26,205  
820 International Centre  
900 Second Avenue South  
Minneapolis, MN 55402  
Telephone: (612) 339-7461